

PATENT

Atty. Dkt. No. NVDA/P001199

REMARKS

This response is submitted as response to the restriction requirement dated October 19, 2005 and the Notice of Non-Compliant Amendment dated February 7, 2006. In response to the Notice, a complete listing of claims is provided. Reconsideration of the restriction requirement, consideration and search of the claims and allowance thereof are respectfully requested.

In the office action, the Examiner imposes a restriction requirement, requiring election between figure 6A, 6B, 7A and 7B. The Examiner alleges that claims to these figures are patentably distinct species. However, MPEP section 803 requires more than such a statement. In the "guidelines" for this section, it is stated that "a serious burden on the Examiner may be *prima facie* shown if the Examiner shows by appropriate explanation of separate classification, separate status in the art, or a different field of search," as defined in MPEP 808.02. The Examiner has not made any of these three possible showings. In the absence thereof, the restriction requirement is traversed as unsupported and should be withdrawn.

Respectfully submitted,



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